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I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450 on March 4, 2004.



*Karen Jesterday*

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicants: Vincente Dias et al : Paper No.:  
Serial No.: 09/158,272 : Group Art Unit: 1632  
Filed: September 22, 1998 : Examiner: Joseph T. Woitach  
For: **Beta Recombinase in Eukaryotic Cells, Especially for Transgenic Work**

**COMMENTS ON EXAMINER'S STATEMENT  
OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The Notice of Allowability accompanying the Notice of Allowance and Fee(s) Due form dated December 4, 2003 included an Examiner's Statement of Reasons for Allowance. The Examiner's Statement indicates that all claims are free of the art of record because the art fails to teach or make obvious the use of beta recombinase in transgenic animal methodology. Applicants agree that the art fails to teach or make obvious the use of beta recombinase in transgenic animal methodology. However, Applicants wish to clarify that the art also fails to teach or make obvious each of the methods recited in independent claims 27, 28, 39, 40, 43, 53, 55 and 64-66. These Comments are submitted in order to clarify the Examiner's Statement of Reasons for Allowance. Entry is therefore believed to be in order and is respectfully requested.

Respectfully submitted,

By: *Holly D. Kozlowski*  
Holly D. Kozlowski, Reg. No. 30,468  
Attorney for Applicants  
DINSMORE & SHOHL LLP  
1900 Chemed Center  
255 East Fifth Street  
Cincinnati, Ohio 45202  
(513) 977-8568